

**IN THE COURT OF APPEALS
FIRST APPELLATE DISTRICT OF OHIO
HAMILTON COUNTY, OHIO**

STATE OF OHIO,	:	APPEAL NO. C-150353
	:	TRIAL NO. M-15CRB-5891
Plaintiff-Appellee,	:	
	:	<i>JUDGMENT ENTRY.</i>
vs.	:	
ELENA HAMMOCK,	:	
Defendant-Appellant.	:	

We consider this appeal on the accelerated calendar, and this judgment entry is not an opinion of the court. *See* S.Ct.R.Rep.Op. 2; App.R. 11.1(E); 1st Dist. Loc.R. 11.1.1.

Following a bench trial, defendant-appellant Elena Hammock was convicted of violating an ordinance of the city of Norwood, which requires owners of vacated buildings or structures to maintain a “vacant building maintenance license.” *See* Norwood Codified Ordinances 1325.08. In her appeal, she sets forth six assignments of error.

In the first, fourth, fifth, and sixth assignments of error, Hammock argues that the trial court erred in finding her guilty of violating Norwood codified Ordinances 1325.08. Under these assignments of error, she essentially contests the sufficiency and weight of the evidence underlying her conviction and argues that her trial was unfair. In order to resolve these assignments of error, we need to review the trial court’s proceedings. But Hammock did not file a copy of the transcript of

proceedings with this court. The duty to provide a transcript for appellate review falls upon the appellant. This is necessarily so because an appellant bears the burden of showing error by reference to matters in the record. *Knapp v. Edwards Laboratories*, 61 Ohio St.2d 197, 199, 400 N.E.2d 384 (1980).

Because there are no transcripts for us to review, we must presume regularity in the proceedings and overrule these four assignments of error. *Id.*

With respect to the second and third assignments of error, it is unclear what Hammock is assigning as error, and therefore we cannot determine whether a review of the evidence at trial is necessary to resolve these assignments. Nevertheless, we overrule the second and third assignments of error because Hammock did not support them with any separate argument or reference to the record. Under App.R. 16(A), “[t]o be considered on appeal, errors by a trial court must be argued and supported by legal authority and citation to the record.” *State v. Rucker*, 1st Dist. Hamilton No. C-110082, 2012-Ohio-185, ¶ 32, citing *State v. Johnson*, 1st Dist. Hamilton No. C-080327, 2009-Ohio-4988. Further, errors not argued in a brief will be deemed to have been abandoned. App.R. 12(A)(2); *See Johnson* at ¶ 9.

Therefore, the judgment of the trial court is affirmed.

Further, a certified copy of this judgment entry shall be sent to the trial court under App.R. 27. Costs shall be taxed under App.R. 24.

FISCHER, P.J., MOCK and STAUTBERG, JJ.

To the clerk:

Enter upon the journal of the court on February 10, 2016
per order of the court _____.
Presiding Judge